IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8364 OF 2006

WITH

CIVIL APPLICATION ST. NO. 30713 OF 2006

Priyanka Kapur. .. Petitioner.

vs.

Divyaksh Kapur. . .. Respondent.

Mr. A.V. Anturkar i/by Sugandh Deshmukh
for petitioner.
Ms. Chitra Phadke for Respondent.

CORAM : A.P. DESHPANDE, J.

DATE : 20th December, 2006.

P.C.

. The order dated 10.11.2006 passed by the Family Court No. 1, Pune stands modified with consent of the parties. Hence, no reasons are recorded.

1. The respondent and his parents are permitted to have access to the child on 4th Saturday and Sunday every month. The petitioner shall reach the child in the

company of the parents of the respondent at 11.00 a.m. on Saturday and take back the child at 7.00 p.m. on Saturday.whereas on Sunday she shall take back the child at 5.00 p.m. It is made clear that the child shall not stay overnight with the parents.

2. The respondent is to arrive in India from United States of America on or about 28.12.2006 and would be stationed at Pune from 1.1.2007 to 7.1.2007. The petitioner is directed to reach the child at Hotel Kohinoor Executive or any other hotel in Deccan Gymkhana area wherein the respondent and his parents would be staying, as the proceedings before the Family Court are to commence on 2.1.2007. The petitioner is directed to reach the child at the hotel where the respondent and his parents would be putting up from 2.1.2007 till 6.1.2007 at 11.00 a.m. so that the child would be staying in the hotel in the company of the respondent and take back the child by 8 p.m.

3. The respondent shall deposit the passport with the Family Court No. 1 during his stay at Pune from 2.1.2007 and collect the same on 6.1.2007 evening.

4. The parents and respondent shall submit an undertaking to the Family Court that they shall not remove the child outside the Jurisdiction of the Family Court No. 1, Pune.

5. The evidence of the respondent shall be completed during the respondent's stay at Pune on day to day basis.

6. After the evidence is over, the Family Court shall make an endeavour to expeditiously dispose of the petition on its file. I expect decision in the matter within a period of about one month after the closure of the evidence.

7. The respondent and his parents shall permit presence of the maid servant of the petitioner till the child would be in their custody.

5. The writ petition disposed of in the above terms. Civil Application is taken on record and disposed of accordingly.

. Parties to act on an ordinary copy of this

order duly authenticated by Private Secretary of this Court.

(A.P. Deshpande, J.)